

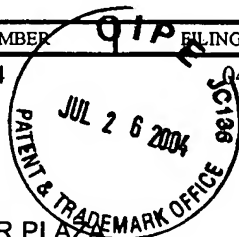


UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/817,044	04/02/2004	Young Hoon Park	A36218 073226.0123

21003
BAKER & BOTTS
30 ROCKEFELLER PLAZA
NEW YORK, NY 10112



CONFIRMATION NO. 3943

FORMALITIES LETTER



OC000000012788304

Date Mailed: 05/27/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

07/27/2004 DTESSEM1 00000085 10817044

01 FC:1051

130.00 OP

*A copy of this notice **MUST** be returned with the reply.*

Z. Acun

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

**BAKER BOTTS LLP**Please type a plus sign (+) inside this box → ☒

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/817,044		
	Filing Date	April 2, 2004	
	First Named Inventor	Young Hoon PARK et al.	
	Group Art Unit	1632	
	Examiner Name	To be determined	
Total Number of Pages in This Submission		Attorney Docket Number	A36218

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Executed Combined Declaration and Power of Attorney; copy of Notice to File Missing Parts; check in the amount of \$130; Listing of Attys pursuant to 37 CFR Sec. 1.32(c)(3); and return postcard.
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks <input type="checkbox"/>	
<input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	BakerBotts LLP 30 Rocketteller Plaza New York, NY 10112
Signature	 Att Name: Rochelle K. Seide, Ph.D. PTO Reg: 32,300
Date	July 23, 2004

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450: July 23, 2004

Typed or printed name	Rochelle K. Seide, Ph.D.		
Signature		Date	July 23, 2004

BAKER BOTTS LLP

Attorney Docket Number: A36218 - 073226.0123

Title:

tdcBC/pckA GENE-INACTIVATED MICROORGANISM AND METHOD OF PRODUCING L-
THREONINE USING THE SAME



Use Space Below for Additional Information:

BAKER BOTTS LLP

FEE TRANSMITTAL for FY 2004

Effective 01/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$130)

Complete if Known

Application Number 10/817,044
Filing Date April 2, 2004
First Named Inventor Young Hoon PARK et al.
Examiner Name To be determined
Art Unit 1632
Attorney Docket No. A36218 - 073226.0123

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number
Deposit Account Name

02-4377

Baker Botts LLP

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee required under 37CFR 1.16 and 1.17

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$0)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
20	0		0
Independent Claims	3	0	0
Multiple Dependent			

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$0)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	130
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,300	2453	650	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	630	2503	315	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$130)

SUBMITTED BY

Name (Print/Type)

Rochelle K. Seide, Ph.D.

Registration No. (Attorney/Agent)

32,300

(Complete (if applicable))

Telephone 212.408.2626

Signature

Rochelle K. Seide

Date

July 23, 2004



A36218 - 073226.0123
PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Young Hoon PARK et al.
Application No.: 10/817,044 Examiner: To be assigned
Filed: April 2, 2004 Art Unit: 1632
For: *tdcBC/pckA* GENE-INACTIVATED MICROORGANISM AND
METHOD OF PRODUCING L-THREONINE USING THE SAME

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF
NONPROVISIONAL APPLICATION**

I hereby certify that this paper is being deposited with the United States
Postal Service as first class mail in an envelope addressed to:
Commissioner for Patents, Box 1450, Alexandria, VA 22313-1450.

July 23, 2004
Date of Deposit

Rochelle K. Seide, Ph.D.

Attorney Name

Rochelle K. Seide
Signature

32,300

Registration No.

July 23, 2004

Date of Signature

Commissioner for Patents
Box 1450
Alexandria, VA 22313-1450

Mail Stop Missing Parts

Sir:

This paper is submitted in response to the Notice to File Missing Parts of Nonprovisional Application ("Notice") issued in the above-identified application on May 27, 2004. Applicants submit herewith a Combined Declaration and Power of Attorney ("Declaration") in compliance with 37 C.F.R. § 1.63. A copy of the Notice is also enclosed.

The Declaration names eleven attorneys as representatives conferred with the power of attorney. Pursuant to 37. C.F.R. §1.32 (c)(3), Applicants also submit the enclosed separate paper

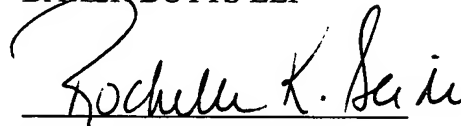
NY02:492641.1

indicating which of the eleven attorneys are to be recognized by the Patent Office as attorneys of record.

Applicants also enclose the fee required for late filing of a Declaration pursuant to 37 C.F.R. § 1.16(e). If any additional fee is due, or if any overpayment has been made, in connection with the filing of this response, the Commissioner is authorized to charge any such fee or credit any overpayment, to our Deposit Account No. 02-4377. A duplicate copy of this paper is enclosed.

Respectfully submitted,

BAKER BOTTS LLP

A handwritten signature in black ink, appearing to read "Rochelle K. Seide", is written over a horizontal line.

Rochelle K. Seide, Ph.D.

Patent Office Reg. No. 32,300

Attorney for Applicant

30 Rockefeller Plaza
New York, NY 10112-4498
(212)-408-2500



A36218 - 073226.0123
PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Young Hoon PARK et al.
Application No.: 10/817,044 Examiner: To be assigned
Filed: April 2, 2004 Art Unit: 1632
For: *tdcBC/pckA* GENE-INACTIVATED MICROORGANISM AND
METHOD OF PRODUCING L-THREONINE USING THE SAME

LISTING OF ATTORNEYS PURSUANT TO 37 C.F.R. §1.32(c)(3)

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Postal Service as first class mail in an envelope addressed to:
Commissioner for Patents, Box 1450, Alexandria, VA 22313-1450.

July 23, 2004
Date of Deposit

Rochelle K. Seide, Ph.D.
Attorney Name

Rochelle K. Seide
Signature

32,300
Registration No.

July 23, 2004
Date of Signature

Commissioner for Patents
Box 1450
Alexandria, VA 22313-1450

Mail Stop Missing Parts

Sir:

Pursuant to 37. C.F.R. §1.32 (c)(3), Applicants submit the following list of
representatives to be recognized by the Patent Office as attorneys of record.

Rochelle K. Seide, Reg. No. 32,300

Lisa B. Kole, Reg. No. 35,225

Carmella L. Stephens, Reg. No. 41,328

Kimberly J. McGraw, Reg. No. 50,994

Walter M. Egbert, Reg. No. 37,317

Peter Shen, Reg. No. 52,217

The above-listed attorneys are provided on the accompanying Combined Declaration and Power of Attorney, which lists a total of eleven attorneys. Please enter the individuals listed herein as attorneys of record for the above-identified application.

Respectfully submitted,

BAKER BOTTS LLP

A handwritten signature in cursive script, reading "Rochelle K. Seide", is written over a horizontal line.

Rochelle K. Seide, Ph.D.
Patent Office Reg. No. 32,300

Attorney for Applicant

30 Rockefeller Plaza
New York, NY 10112-4498
(212)-408-2500